



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Administration  
DIVISION OF TAXATION  
One Capitol Hill  
Providence, RI 02908-5801

March 3, 2003

Patricia A. Thompson | Partner  
Piccerelli, Gilstein & Company, LLP  
144 Westminster Street  
Providence, RI 02903

Re: Historic Structures Tax Credit

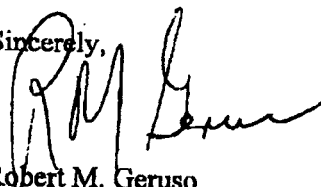
Dear Ms. Thompson:

With regards to your inquiry regarding sections 44-33.2-3(c) and 44-33.2-3(d), be advised that credit can be used in any year of the carryover period under current law. As to the application of the credit, there is no provision in chapter 44-33.2 that requires the credit be used after all other credits.

As to 44-33.2-3(2), if a credit or a portion thereof is subsequently recaptured, revoked, or adjusted, the entire sales proceeds must be included in the seller's tax calculation without proration.

In your letter you state that you would like to discuss the application of federal law to the credit as well as discuss credits allocated through flow through entities. You may contact Virginia O'Shan and set up a meeting with her to discuss those issues.

Sincerely,

  
Robert M. Geruso  
Assistant Tax Administrator

RMG:cap

C:\My Documents\RMG\thompson-c03-0303.doc

Copy to Virginia O'Shan